

Adopted	Rejected
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COMMITTEE REPORT

YES:	10
NO:	0

MR. SPEAKER:

Your Committee on Judiciary, to which was referred Senate Bill 223, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 33-37-2-4 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) The state shall
5 pay all costs of trial in a prosecution: ~~for an offense committed:~~
6 (1) ~~by an inmate of~~ **for an offense committed at** a state
7 correctional facility; and
8 (2) in the county in which the correctional facility is located.
9 (b) The costs of trial to be paid under this section include:
10 (1) court fees; and
11 (2) expenses incurred by the county sheriff in returning the
12 defendant to the jurisdiction of the court and keeping the
13 defendant in custody until trial.
14 SECTION 2. IC 34-10-1-3 IS ADDED TO THE INDIANA CODE
15 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
16 1, 2009]: **Sec. 3. If an offender has filed at least three (3) civil**

1 actions in which a state court has dismissed the action or a claim
 2 under IC 34-58-1-2, the offender may not file a new complaint or
 3 petition as an indigent person under this chapter, unless a court
 4 determines the offender is in immediate danger of serious bodily
 5 injury."

6 Page 2, line 3, strike "or".

7 Page 2, line 6, after "crew;" insert "**or**

8 **(4) possesses in or carries into a penal facility or a juvenile**
 9 **facility:**

10 **(A) a controlled substance; or**

11 **(B) a deadly weapon."**

12 Page 2, after line 21, begin a new paragraph and insert:

13 "SECTION 4. IC 34-58-2-1 IS REPEALED [EFFECTIVE JULY 1,
 14 2009]."

15 Renumber all SECTIONS consecutively.

(Reference is to SB 223 as printed February 18, 2009.)

and when so amended that said bill do pass.

Representative Lawson L